

UNITED STATES DISTRICT COURT
WESTERN DISTRICT OF WASHINGTON
AT SEATTLE

CHRISTOPHER S. JOHNSON,)
Plaintiff,) CASE NO. C05-1874RSL
v.)
GQ MAGAZINE, *et al.*,) ORDER DISMISSING ACTION
Defendants.)

This is a civil rights action brought under 42 U.S.C. § 1983. Plaintiff originally filed this action in the United States District Court for the Southern District of Iowa. However, that court concluded that venue was not proper in the Southern District of Iowa and therefore ordered the action transferred to this district. The original file containing plaintiff's complaint and his application to proceed *in forma pauperis* was received in this district on November 10, 2005.

On November 16, 2005, this court issued an Order denying petitioner's application to proceed *in forma pauperis* on the grounds that plaintiff's application was barred by 28 U.S.C. § 1915(g). The court granted plaintiff thirty days to pay the filing fee and advised him that his failure

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1 to timely pay the fee would result in dismissal of this action. To date, plaintiff has not paid the
2 filing fee for this action. Accordingly, the instant action is DISMISSED without prejudice.

3 The Clerk is directed to send copies of this Order to petitioner and to the Hon. Monica J.
4 Benton.

5 DATED this 24th day of April, 2006.

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Robert S. Lasnik
United States District Judge

9 Recommended for entry this
10 20th day of April, 2006.

11 /s/Monica J. Benton
12 MONICA J. BENTON
13 United States Magistrate Judge
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